

UTAH STATE ARCHIVES AND RECORDS SERVICE

Series 11795

DISTRICT COURT (FIRST DISTRICT : BOX ELDER COUNTY) [1673]

CIVIL CASE FILES, 1893-1963.

229 reels of microfilm

DESCRIPTION: Civil case files from the 1st District Court in Box Elder County document the legal process and the administration of justice in conjunction with a civil proceeding for the determination of a controversy between parties wherein rights are enforced or protected, or wrongs are prevented or redressed. Included are all cases which cannot legally be called "criminal cases". Records and documents pertaining to a particular action are filed together by the court clerk, who is required by the Rules of Civil Procedure to file pleadings and other legal papers. Collectively they constitute the case file.

A civil action commences with the filing of a complaint with the court or by service to the defendant of a summons together with a copy of the complaint. A unique case number is assigned by the court when the papers are filed with the clerk. The case file for a particular action includes the original complaint or summons together with all legal papers subsequently filed in connection with the court proceeding through disposition or dismissal. Included are such documents as: depositions (or written testimony), demurrers (which are pleas for the dismissal of a lawsuit on the grounds that even if the statements of the opposition are true, they do not sustain the claim), interrogatories (a pretrial discovery tool in which written questions are propounded by one party and served to the adversary, who must answer by written replies made under oath), answers, counter claims, replies, motions, petitions, affidavits (written statements made under oath before an officer of the court, notary public, or other authorized person), stipulations (an agreement between attorneys that concerns business before a court and is designed to simplify, shorten, or settle litigation and save costs), exhibit documents (written contracts, bills, receipts, etc.), notices, objections, citations, sheriff's certificates, judge's orders and rulings, judge's instructions to the jury, judge's findings of fact and conclusions of law, final decrees, judgments, and executions (the process of carrying into effect a court's judgment, decree, or order).

Demurrers, pleas, and exceptions for insufficiency were abolished in 1953. Transcripts (an official and certified copy of what transpired in court or at an out-of-court deposition) and exhibits (items of real evidence) are not included in the case files.

Petitions for divorce are the predominant type of action in the civil case files. Suits to recover money are also common. These actions arise out of failure to honor promissory notes or other contract terms and non-payment of rent, lease payments, and court-ordered judgments. Attempts by plaintiffs to recover medical costs and lost income arising out of personal injury cases resulting from alleged carelessness or neglect appear frequently. These include traffic mishaps or accidents involving neighbors, employees, or business customers. Property cases include disputed ownership, damage, and contested improvements.

Legal actions include voluntary withdrawal or dissolution of corporations as well as petitions for a writ of habeas corpus (a court order requiring that a prisoner be brought before a judge to decide the legality of his detention or imprisonment). Court business (grand jury lists and reports, orders summoning persons to serve as jurors, various writs, etc.) have also been assigned civil case numbers.

According to statute, the district court has jurisdiction in all civil matters not excepted by the state constitution and not prohibited by law. During each calendar year the court is required to hold at least three terms at the county seat of each county within the district. The county clerk in each county serves as ex-officio clerk to the court and is responsible for maintaining the case files for actions arising in that county.

Responsibility for cases involving minimal monetary claims was reassigned to the newly created small claims departments of inferior courts in 1933. When inferior courts have original jurisdiction, the district court is limited to hearing appeals. Included are violations of city and town ordinances, as well as minor traffic laws, where a City Court or Justice of the Peace Court is established. Upon receipt of an appeal, the district court conducts a complete retrial of the case.

ARRANGEMENT: This series is arranged numerically by case number.

RESEARCH NOTE: Filming of this series took place in the late 1970's and was done by the 1st District Court in Box Elder County. These microfilm copies were provided to the Utah State Archives by the court. Original paper files were presumably destroyed after filming. Archival processing of the records did not take place prior to filming and that should be noted if case files appear out of order.

RELATED RECORDS: CIVIL CASE INDEXES, Series 14238, can be used to locate individual case files from this city. CIVIL REGISTERS OF ACTION, Series 26046 can be used to trace the history of individual actions from these case files.

PROCESSING NOTE: The finding aid for this series was created by Jim Kichas in May 2006. Inventorying of individual microfilm reels and creation of the associated container list was completed by Allen Clark in January 2006.

PREFERRED CITATION: Cite the Utah State Archives and Records Service, the creating agency name, the series title, and the series number.

CONTAINER LIST

Reel	Description	Dates
1	Case Files: 1 - 23	1893-1895
2	Case Files: 24 -	1894-1896 49
3	Case Files: 50 -	1892-1896 72
4	Case Files: 73 -	1895-1896 85
5	Case Files: 86 -	1896-1897 133
6	Case Files: 134 -	1897 165
7	Case Files: 166 -	1898 189
4	Case Files: 190 -	1899 214
8	Case Files: 214 -	1899 225
9	Case Files: 226 -	1899 251
8	Case Files: 252 -	1899 274
10	Case Files: 274 -	1899 290
11	Case Files: 290 -	1899-1900 327
12	Case Files: 328 -	1900 357
13	Case Files: 358 -	1900 398
14	Case Files: 399 -	1901 430
15	Case Files: 431 -	1901 470
16	Case Files: 471 -	1901-1902 515
17	Case Files: 516 -	1902

Reel	Description	Dates
18	Case Files:	545 - 1902
		576
19	Case Files:	577 - 1902
		606
20	Case Files:	607 - 1902-1903
		642
21	Case Files:	643 - 1903
		689
22	Case Files:	690 - 1903-1904
		724
23	Case Files:	725 - 1903-1904
		742
24	Case Files:	742 - 1904
		781
25	Case Files:	782 - 1904-1905
		808
26	Case Files:	808 - 1905
		836
27	Case Files:	836 - 1905
		866
28	Case Files:	868 - 1905
		905
29	Case Files:	906 - 1905-1906
		939
30	Case Files:	940 - 1906
		962
31	Case Files:	962 - 1906
		997
32	Case Files:	999 - 1906
		1013
33	Case Files:	1014 1907
		- 1055
34	Case Files:	1055 1907
		- 1089
35	Case Files:	1089 1907
		- 1102
36	Case Files:	1103 1907-1908
		- 1133
37	Case Files:	1134 1908-1909
		- 1181
38	Case Files:	1181 1909
		- 1219
39	Case Files:	1220 1909-1910
		- 1261
40	Case Files:	1262 1910
		- 1294
41	Case Files:	1295 1910

Reel	Description	Dates
42	- 1336 Case Files: 1337	1910-1911
43	- 1380 Case Files: 1380	1911-1912
44	- 1425 Case Files: 1425	1912
45	- 1469 Case Files: 1469	1912
46	- 1512 Case Files: 1513	1912-1913
47	- 1559 Case Files: 1559	1913
48	- 1607 Case Files: 1608	1913
49	- 1655 Case Files: 1656	1913-1914
50	- 1697 Case Files: 1697	1914
51	- 1728 Case Files: 1729-1761	1914
52	- 1799 Case Files: 1762	1914
53	- 1840 Case Files: 1840	1914-1915
54	- 1876 Case Files: 1876	1915
55	- 1919 Case Files: 1919	1915
56	- 1956 Case Files: 1957	1915
57	- 1991 Case Files: 1992	1915
58	- 2027 Case Files: 2028	1915
59	- 2069 Case Files: 2069	1915-1916
60	- 2113 Case Files: 2113	1916
61	- 2157 Case Files: 2158	1916
62	- 2195 Case Files: 2195	1916
63	- 2230 Case Files: 2230	1916-1917
64	- 2269 Case Files: 2269	1917
65		

Reel	Description	Dates
66	Case Files: 2301	1917 - 2301
67	Case Files: 2330	1917 - 2329
68	Case Files: 2362	1917 - 2361
69	Case Files: 2386	1917 - 2385
70	Case Files: 2422	1917 - 2421
71	Case Files: 2463	1917 - 2462
72	Case Files: 2504	1918 - 2550
73	Case Files: 2551	1918 - 2588
74	Case Files: 2589	1918 - 2645
75	Case Files: 2646	1918-1919 - 2689
76	Case Files: 2690	1919 - 2729
77	Case Files: 2730	1919 - 2745
78	Case Files: 2747	1919 - 2782
79	Case Files: 2782	1919 - 2811
80	Case Files: 2812	1919 - 2848
81	Case Files: 2849	1919 - 2891
82	Case Files: 2892	1920 - 2933
83	Case Files: 2933	1920 - 2975
84	Case Files: 2976	1920 - 3021
85	Case Files: 3022	1920 - 3062
86	Case Files: 3063	1921 - 3104
87	Case Files: 3105	1921 - 3152
88	Case Files: 3152	1921 - 3183
89	Case Files: 3184	1921

Reel	Description	Dates
90	- 3218 Case Files: 3219	1921
91	- 3249 Case Files: 3249	1921
92	- 3283 Case Files: 3284	1921-1922
93	- 3312 Case Files: 3313	1922
94	- 3371 Case Files: 3372	1922
95	- 3412 Case Files: 3413	1922
96	- 3456 Case Files: 3457	1922
97	- 3495 Case Files: 3496	1922
98	- 3512 Case Files: 3521	1922-1923
99	- 3574 Case Files: 3575	1923
100	- 3616 Case Files: 3617	1923
101	- 3649 Case Files: 3650	1923
102	- 3688 Case Files: 3689	1923-1924
103	- 3726 Case Files: 3727	1924
104	- 3757 Case Files: 3758	1924
105	- 3792 Case Files: 3793	1924
106	- 3810 Case Files: 3811	1924-1925
107	- 3848 Case Files: 3849	1925
108	- 3884 Case Files: 3885	1925
109	- 3919 Case Files: 3919	1925
110	- 3939 Case Files: 3940	1925
111	- 3973 Case Files: 3974	1925-1926
112	- 4019 Case Files: 4019	1926
113	- 4053 Case Files: 4054	1926

Reel	Description	Dates
114	- 4082 Case Files: 4083	1926-1927
115	- 4124 Case Files: 4125	1927
116	- 4156 Case Files: 4157	1927
117	- 4185 Case Files: 4185	1927
118	- 4211 Case Files: 4212	1927
119	- 4252 Case Files: 4253	1927-1928
120	- 4280 Case Files: 4280	1928
121	- 4310 Case Files: 4311	1928
122	- 4341 Case Files: 4342	1928
123	- 4371 Case Files: 4372	1928-1929
124	- 4412 Case Files: 4413	1929
125	- 4449 Case Files: 4450	1929
126	- 4484 Case Files: 4486	1929
127	- 4529 Case Files: 4530	1929-1930
128	- 4566 Case Files: 4567	1930
129	- 4597 Case Files: 4597	1930
130	- 4633 Case Files: 4634	1930-1931
131	- 4669 Case Files: 4671	1931
132	- 4708 Case Files: 4709	1931
133	- 4741 Case Files: 4742	1931
134	- 4779 Case Files: 4780	1931-1932
135	- 4815 Case Files: 4815	1932
136	- 4843 Case Files: 4844	1932
137	- 4854 Case Files: 4855	1932

Reel	Description	Dates
	- 4896	
138	Case Files: 4896	1932-1933
	- 4937	
139	Case Files: 4938	1933
	- 4978	
140	Case Files: 4979	1933
	- 5015	
141	Case Files: 5016	1933-1934
	- 5045	
142	Case Files: 5045	1934
	- 5090	
143	Case Files: 5091	1934
	- 5132	
144	Case Files: 5133	1934
	- 5168	
145	Case Files: 5169	1934-1935
	- 5203	
146	Case Files: 5204	1935
	- 5245	
147	Case Files: 5245	1935
	- 5287	
148	Case Files: 5288	1935-1936
	- 5331	
149	Case Files: 5331	1936
	- 5363	
150	Case Files: 5364	1936
	- 5395	
151	Case Files: 5395	1936
	- 5420	
152	Case Files: 5421	1936-1937
	- 5445	
153	Case Files: 5446	1937
	- 5480	
154	Case Files: 5481	1937
	- 5514	
155	Case Files: 5515	1937
	- 5554	
156	Case Files: 5555	1937-1938
	- 5595	
157	Case Files: 5599	1938
	- 5633	
158	Case Files: 5634	1938
	- 5677	
159	Case Files: 5678	1938
	- 5705	
160	Case Files: 5705	1938
	- 5745	
161	Case Files: 5746	1939

Reel	Description	Dates
162	- 5778 Case Files: 5779	1939
163	- 5823 Case Files: 5824	1940
164	- 5875 Case Files: 5876	1940
165	- 5906 Case Files: 5906	1940
166	- 5943 Case Files: 5944	1940-1941
167	- 5988 Case Files: 5988	1941
168	- 6023 Case Files: 6024	1941
169	- 6062 Case Files: 6063	1941-1942
170	- 6093 Case Files: 6094	1942
171	- 6129 Case Files: 6130	1942
172	- 6159 Case Files: 6160	1942-1943
173	- 6194 Case Files: 6195	1943
174	- 6230 Case Files: 6231	1943-1944
175	- 6265 Case Files: 6266	1944
176	- 6299 Case Files: 6300	1944-1945
177	- 6334 Case Files: 6335	1945
178	- 6373 Case Files: 6373	1945
179	- 6409 Case Files: 6410	1945-1946
180	- 6458 Case Files: 6459	1946
181	- 6486 Case Files: 6487	1946
182	- 6534 Case Files: 6535	1946-1947
183	- 6576 Case Files: 6577	1947
184	- 6623 Case Files: 6624	1947-1948
185	- 6661 Case Files: 6662	1948

Reel	Description	Dates
186	- 6699 Case Files: 6700 1948	
187	- 6735 Case Files: 6736 1948	
188	- 6762 Case Files: 6762 1948-1949	
189	- 6799 Case Files: 6800 1949	
190	- 6843 Case Files: 6844 1949	
191	- 6883 Case Files: 6884 1949-1950	
192	- 6915 Case Files: 6916 1950	
193	- 6950 Case Files: 6951 1950	
194	- 6999 Case Files: 7000 1950-1951	
195	- 7049 Case Files: 7050 1951	
196	- 7109 Case Files: 7109 1951	
197	- 7151 Case Files: 7152 1951-1952	
198	- 7187 Case Files: 7188 1952	
199	- 7233 Case Files: 7234 1952	
200	- 7267 Case Files: 7267 1952-1953	
201	- 7304 Case Files: 7305 1953	
202	- 7341 Case Files: 7342 1953	
203	- 7375 Case Files: 7375 1953	
204	- 7401 Case Files: 7401 1953	
205	- 7440 Case Files: 7441 1953-1954	
206	- 7487 Case Files: 7488 1954	
207	- 7530 Case Files: 7531 1954	
208	- 7571 Case Files: 7572 1954	
209	- 7598 Case Files: 7599 1954-1955	

Reel	Description	Dates
210	- 7630 Case Files: 7631 1955	
211	- 7673 Case Files: 7674 1955	
212	- 7695 Case Files: 7695 1955	
213	- 7727 Case Files: 7728 1955	
214	- 7758 Case Files: 7759 1955-1956	
215	- 7803 Case Files: 7804 1956	
216	- 7822 Case Files: 7822 1956	
217	- 7835 Case Files: 7836 1956	
218	- 7869 Case Files: 7870 1956	
219	- 7908 Case Files: 7909 1956-1957	
220	- 7950 Case Files: 7951 1957	
221	- 7990 Case Files: 7991 1957	
222	- 8021 Case Files: 8021 1957	
223	- 8042 Case Files: 8043 1957	
224	- 8087 Case Files: 8088 1957-1958	
225	- 8125 Case Files: 8126 1958	
226	- 8162 Case Files: 8163 1958	
227	- 8207 Case Files: 8582 1960	
228	- 8619 Case Files: 8833 1961-1962	
229	- 8889 Case Files: 8889 1961-1963	
	- 8968	